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RESPONSE UNDER 37 C.F.R. 1.116 – EXPEDITED  
PROCEDURE - EXAMINING GROUP 1642

Attorney's Docket No. 3477-89

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Egan et al.  
Serial No. 09/674,237  
Filed: July 24, 2001  
For: *ESE GENES AND PROTEINS*

Group: 1642  
Examiner: M.T. Davis  
Confirmation No. 4932

Date: January 14, 2005

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an AMENDMENT in the above-identified patent application.

- ☒ Applicant claims small entity status. See 37 CFR §1.27.  
☒ No additional fee is required.  
☐ The fee has been calculated as shown below:

(COL. 1)		(COL. 2)	(COL. 3)	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amendment	Highest Number Previously Paid For	Present Extra	RATE	ADDIT. FEE	OR RATE	ADDIT. FEE
Total	8	58	= 0	x 25=	\$ 0.00	x 50=	\$ 0.00
Indep	2	26	= 0	x100=	\$ 0.00	x200=	\$ 0.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+180=	\$ 0.00	+360=	\$
				Total Add. Fee \$ 0.00		OR Total	\$0.00

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

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- ☐ Please charge my Deposit Account No. 50-0220 in the amount of \$\_\_\_\_\_ for \_\_\_\_.
- ☐ A check in the amount \$\_\_\_\_\_ to cover \_\_\_\_\_ is enclosed.
- ☒ The Commissioner is hereby authorized to charge the appropriate fees associated with this communication or credit any overpayment to Deposit Account No. 50-0220.

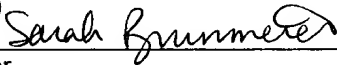
Respectfully submitted,



Karen A. Magri  
Registration No. 41,965

**CERTIFICATE OF EXPRESS MAILING**

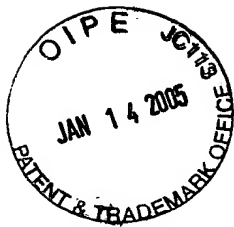
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Sarah Brunmeier

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**AMENDMENT AFTER FINAL UNDER 37 C.F.R. §1.116**

This is responsive to the Office Action dated September 16, 2004, issued with respect to the above-referenced patent application. A Petition for Extension of Time is included herewith. Please enter the following amendments and consider the following remarks.

01/21/2005 H0UTEMA1 00000035 09674237

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